

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION**

**ABEL PENA**

**VS.**

**AMERICAN ZURICH  
INSURANCE COMPANY**

**C.A. No.: 2:16-cv-00501**

**ORDER DISMISSING CASE WITHOUT PREJUDICE**

Plaintiff filed a Notice of Dismissal, seeking to dismiss this case without prejudice. Because Defendant has yet to answer, and has not filed a motion for summary judgment, Plaintiff has the right to dismiss this case. Fed. R. Civ. P. 41(a)(1)(A)(i). Therefore, this case is hereby DISMISSED WITHOUT PREJUDICE.

Signed on \_\_\_\_\_, at Corpus Christi, Texas.

\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE